

## HOUSE MESSAGE SUMMARY

[s1528.hms]

BILL: CS/SB 1528e1  
INTRODUCER: Environmental Preservation and Environmental Preservation  
SUBJECT: Environmental Protection  
PREPARED BY: Senate Committee on Environmental Preservation  
DATE: May 3, 2006

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### I. Amendments Contained in Message:

**House Amendment 1 – 007133** (body with title)

### II. Summary of Amendments Contained in Message:

**House Amendment 1** rewrites the bill and adds several provisions that are either new issues or are the subject of other bills.

Brownfield cleanup provisions – This is the subject of HB 7131 1<sup>st</sup> Eng. that is now on third reading in the Senate. The provisions in this bill, however, still contain a fiscal impact in that the overall cap for the tax credits is increased from \$2 million to \$5 million. Further, it does not contain the language needed to make sure that the bill does not inadvertently reinstate the intangible tax that was repealed by HB 209.

Solid waste provisions – While this was the subject of CS/SB 1528e1, the provisions in this amendment are an earlier version and do not contain the technical corrections and other amendments that were made to the Senate bill.

Water projects – Deletes the specific criteria to be used for funding water and stormwater projects from the Ecosystem Management Trust Fund which were just enacted last year.

Vessels – (amends ch. 373, 206, 327, 376, 403, 705, and 823, F.S.) *These provisions are the subject of HB 7175 (CS/CS/2128) which is on third reading in the Senate.* Provides that the local projects which may be funded by \$2.5 million in fuel taxes distributed annually to the State Game Trust Fund in the Fish and Wildlife Conservation Commission (FWC) include providing uniform waterway markers, public boat ramps, boat lifts and hoists, marine railways and other public boat launching facilities, and the removal of derelict vessels.

Marina owners, employees, operators, and agents are authorized to secure vessels after hurricane and tropical storm watches.

Expands the purposes for which vessel registration fees distributed to the counties by the Department of Highway Safety and Motor Vehicles may be used, and deletes requirements for the use of those funds for manatee and marine mammal protection and recovery.

Expands the FWC's grant program to allow all local governments to apply for grants to remove derelict vessels from the public waters of the state.

Floating vessel platforms – Creates a new exemption from the permitting requirements for floating vessel platforms which are attached to bulkheads on parcels of land where no other docking structure exists.

For upland properties bordering on navigable waters, riparian rights shall include the right to moor a vessel of a length that is less than the width of the property, provided the dock runs adjacent and parallel to a seawall, does not interfere with navigation, the vessel is registered in the name of the owner of the upland property, the owner of the upland property has designated the property homestead, and provided no dredging or alteration of the submerged land is needed to accommodate the vessel. *This provision was not heard in any committee.*

Clandestine laboratories (Meth labs) – (amends ch. 893, 465, 856, 944, 951, and 985, F.S.) *These provision are the subject of SB 2224 which is in the Criminal Justice Committee and HB 7065 which is in Senate messages.* Provides for the quarantine of any residential property where illegal clandestine laboratory activities occurred. Permits the demolition of quarantined residential properties under certain conditions. Provides for rulemaking for the Department of Health.

Wekiva River studies – Requires the Department of Environmental Protection (DEP) to conduct a study to determine the various sources of nitrogen input into the Wekiva River and associated springs. Requires the DEP to prepare a report. Requires the Department of Health to contract with an independent entity for a study to determine the sources of nitrogen input from onsite sewage treatment and disposal systems into the Wekiva River and associated springs. Provides that rulemaking shall be suspended until the completion of this study. The Department of Health shall submit a report to the Governor, the President of the Senate, and the Speaker of the House of Representative by February 1, 2007.

Requires the Department of Health to develop rules for a model proposal for the operation and maintenance of onsite sewage treatment and disposal systems within the Wekiva Study Area or the Wekiva River Protection Area.

Appropriates \$250,000 from the General Revenue Fund to the DEP to conduct a study.

Appropriates \$250,000 from the General Revenue Fund to the Department of Health to contract for the independent study.

*These provisions were contained in CS/SB 1338 which is in the Health and Human Services Appropriations Committee.*

Bottled water – Requires the DEP to collect a report from each water management district on how much water is being extracted each month for resale in bottled water containers and submit a report of the findings to the Legislature by November 1, 2006. *This was never heard in committee.*